

Notice of Allowability

Application No.

10/800,512

Examiner

Walter F. Briney III

Applicant(s)

ZIELKE ET AL.

Art Unit

2646

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment filed 06 September 2005 & the supplementary response filed 09 September 2005.

2. ☒ The allowed claim(s) is/are 1,2,4-23,25,26,28-42,44,46-50,54,56 and 58-64.

3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) ☐ All b) ☐ Some* c) ☐ None of the:

1. ☐ Certified copies of the priority documents have been received.

2. ☐ Certified copies of the priority documents have been received in Application No. _____.

3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.

5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.

(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached

1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.

(b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).

6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)

2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____

4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material

5. ☐ Notice of Informal Patent Application (PTO-152)

6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____

7. ☐ Examiner's Amendment/Comment

8. ☒ Examiner's Statement of Reasons for Allowance

9. ☐ Other _____

DETAILED ACTION

As a first matter, applicant's supplemental response filed on 09 September 2005 is hereby noted. Particularly, the applicant's name as it appears in the response filed on 06 September 2005 is incorrect, and is correctly noted as "Darrell W. Zielke."

Allowable Subject Matter

The following is an examiner's statement of reasons for allowance:

1. **Claims 1, 2, 4-23, 25, 26, 28-42, 44, 46-50, 54, 56 and 58-64 are allowed.**

Claim 1 is limited to *a termination block*, and has been amended to include the allowable limitations of claim 3 as set forth in the Non-Final Office Action filed 10 June 2005.

Claims 2, 4-10 and 15-17 are limited to the *termination block of claim 1*, and thus, are allowable over the cited prior art for at least the same reasons.

Claim 11 is limited to *a termination block*, and has been rewritten in independent form, thus rendering it allowable as set forth in the Non-Final Office Action filed 10 June 2005.

Claim 12 is limited to the *termination block of claim 11*, and thus, is allowable over the cited prior art for at least the same reasons.

Claim 13 is limited to *a termination block*, and has been rewritten in independent form, thus rendering it allowable as set forth in the Non-Final Office Action filed 10 June 2005.

Claim 14 is limited to the *termination block of claim 1*, and thus, is allowable over the cited prior art for at least the same reasons.

Claim 18 is limited to a *termination block*, and has been rewritten in independent form, thus rendering it allowable as set forth in the Non-Final Office Action filed 10 June 2005.

Claims 19-21 are limited to the *termination block of claim 18*, and thus, are allowable over the cited prior art for at least the same reasons.

Claim 22 is limited to a *termination block*, and has been amended to include the allowable limitations of claim 27 as set forth in the Non-Final Office Action filed 10 June 2005.

Claims 23, 25, 26 and 28-38 are limited to the *termination block of claim 22*, and thus, are allowable over the cited prior art for at least the same reasons.

Claim 39 is limited to a *termination block*, and has been rewritten in independent form, thus rendering it allowable as set forth in the Non-Final Office Action filed 10 June 2005.

Claims 40 and 41 are limited to the *termination block of claim 39*, and thus, are allowable over the cited prior art for at least the same reasons.

Claim 42 is limited to a *termination block base*, and has been amended to include the allowable limitations of claim 45 as set forth in the Non-Final Office Action filed 10 June 2005.

Claims 44 and 46-50 are limited to the *termination block base of claim 42*, and thus, are allowable over the cited prior art for at least the same reasons.

Claim 54 is limited to a *termination block*, and has been amended to include the allowable limitations of claim 57 as set forth in the Non-Final Office Action filed 10 June 2005.

Claims 56 and 58-64 are limited to the *termination block of claim 54*, and thus, are allowable over the cited prior art for at least the same reasons.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Walter F. Briney III whose telephone number is 571-272-7513. The examiner can normally be reached on M-F 8am - 4:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sinh Tran can be reached on 571-272-7564. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

WFB
12/7/05



SINH TRAN
SUPERVISORY PATENT EXAMINER